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March 17, 1997

BY HAND DELIVERY

Mr. William F. Caton
Acting Secretary
Federal Communications Commission
1919 M Street, N.W., Room 222
Washington, D.C. 20554

Re:

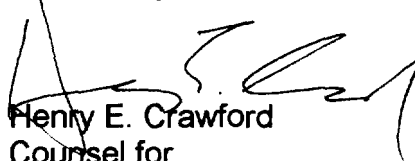
Amendment of Section 73.202(b) Table of Allotments, FM Broadcast Stations Fife Lake, Michigan MM Docket No. 97-25, RM-8981

Dear Mr. Caton:

Transmitted herewith on behalf of Fife Lake Broadcasting Company are an original and four (4) copies of its "Comments of Fife Lake Broadcasting Company" as directed to the Chief, Allocations Branch.

Should any additional information be required, please contact this office.

Very truly yours,


Henry E. Crawford
Counsel for
Fife Lake Broadcasting Company

cc: John A. Karousos
Ms. Kathleen Scheuerle

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BEFORE THE
FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, D.C.

RECEIVED
MAR 17 1997

In the Matter of)	MM Docket No. 97-25
)	
Amendment of Section 73.202(b))	RM-8981
Table of Allotments)	
FM Broadcast Stations)	
(Fife Lake, Michigan))	

To: Chief, Allocations Branch

COMMENTS OF FIFE LAKE BROADCASTING COMPANY

Fife Lake Broadcasting Company ("Fife Lake Broadcasting"), by counsel, in accordance with 47 CFR §§ 1.415 and 1.420, hereby submits its Comments in the above-captioned proceeding. In support thereof, Fife Lake Broadcasting states as follows:

I. INTRODUCTION

1. On January 24, 1997, the Commission released a Notice of Proposed Rulemaking ("NPRM") in the above-captioned proceeding in which it proposed the allotment of Channel 240A to Fife Lake, Michigan as its first local aural transmission service. Fife Lake Broadcasting supports the proposal set out in the NPRM and incorporates its Petition for Rulemaking by reference. However, in the NPRM the Commission asked Fife Lake Broadcasting to "...demonstrate whether it has any commercial establishments, social, economic, cultural or religious organizations, municipal services, or governmental units that identify themselves specifically with Fife Lake."¹ Consequently, the issue

¹ NPRM, p. 2, ¶3.

presented here is whether Fife Lake is a "community" for purposes of the FM Table of Allotments.

II. ARGUMENT

A. Fife Lake Is A Community For Allocation Purposes

2. In the NPRM, the Commission readily admits that Fife Lake is incorporated and listed in the U.S. Census.² Generally, if a community is incorporated or is listed in the U.S. Census, that is sufficient to demonstrate its status. Bear Creek, Pennsylvania, DA 96-845, MM Docket No. 96-151; RM-8808, 1996 FCC LEXIS 3792 (MMB July 19, 1996). Given these two conditions, a strong presumption arises that Fife Lake is deserving of community status. East Hemet, Indio, Rancho California, Sun City, and Temecula, California, 4 FCC Rcd 7895, 7896, ¶10 (MMB 1989). This presumption may only be rebutted where there is no indicia of such elements of community as social, economic or cultural activities. Searles Valley, California, 3 FCC Rcd 5221, ¶¶5-6 (MMB 1988). In the present case, such elements abound.

3. Fife Lake has its own post office³ and zip code ("72760"). It has a bank⁴ and a public library:⁵ Fife Lake has its own sewage authority.⁶ It is the site of the Forest Area Federal Credit Union.⁷ Fife Lake has two insurance

² See <http://www.census.gov/cgi-bin/gazetteer?city=Fife+Lake&state=MI&zip=>. Exhibit 1; NPRM, Id.

³ Rand McNally Commercial Atlas & Marketing Guide, 128th Ed. 1997, p. 383.

⁴ Rand McNally, supra.

⁵ See <http://www.tcnet.org/tad/locallib.htm>. Exhibit 2.

⁶ See <http://www.traverse.com/govt/GTCounty/CntyDir/platrev.html>. Exhibit 3.

⁷ See http://www.magicline.com/Memb_FI1f.html. Exhibit 4.

companies: the West Lakes Insurance Service⁸, and the Dewey Insurance Agency.⁹

4. Fife Lake is the home of several business and commercial endeavors.¹⁰ The T. G. Construction company is located in Fife Lake.¹¹ Fife Lake has a floor-covering provider, Stone Mountain Carpet Mills.¹² It has a photography studio known as the Classic Air Views.¹³ The Logs Resort is located on State Street in Fife Lake.¹⁴ Finally, Fife Lake has both a masonry contractor¹⁵ and a concrete contractor.¹⁶

B. Fife Lake Broadcasting's Intention To Apply For The Channel And Construct The Station

5. If the Commission assigns Channel 240A to Fife Lake, Michigan, Fife Lake Broadcasting will apply for a construction permit and will construct a new facility upon award of that permit.

III. CONCLUSION

6. Fife Lake has been shown to be both incorporated and listed by the U.S. Census. Fife Lake also has a wide array of social and commercial institutions. Consequently, Fife Lake Broadcasting respectfully submits that Fife

⁸ See <http://diamond.gtii.com/tc/business/insurance.html>.

⁹ See http://www.fmins.com/mi_616f.htm.

¹⁰ Fife Lake has too many business and commercial listings to be attached as exhibits to the pleading. Internet URL's are all provided.

¹¹ See <http://diamond.gtii.com/mahb/traverse/builder2.html>.

¹² See <http://diamond.gtii.com/tc/business/floorcovering.html>

¹³ See <http://www.portfolios.com/photographers/database/michigan.html>.

¹⁴ See

<http://www.yesmichigan.com/pccconnections/travelmichigan/area9/other.htm>.

¹⁵ See <http://diamond.gtii.com/tc/business/masonry.html>.

¹⁶ See <http://diamond.gtii.com/tc/business/concrete.html>.

Lake is an established community and is entitled to community status for purposes of the table of allotments.

WHEREFORE, in accordance with the above, Fife Lake Broadcasting Company respectfully requests that Channel 240A be assigned to Fife Lake, Michigan as its first local broadcast service.

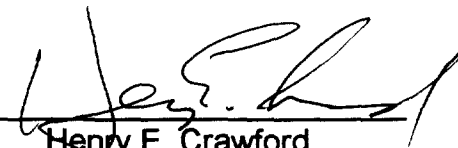
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Respectfully Submitted,

Fife Lake Broadcasting Company

By: 
Henry E. Crawford
Its Attorney

Fife Lake Broadcasting Company
Comments
March 17, 1997

EXHIBIT 1



U.S. Gazetteer

Select one of the following matches to your query to look at that place in the Tiger Map Browser or retrieve 1990 Census tables.

You can search this index. Type the keyword(s) you want to search for:

- **Fife Lake Township, MI (city)**
Population (1990): 1344
Location: 44.55525 N, 085.39550 W
Zip Code(s): 49633 49649 49663
Browse Tiger [Map](#) of area.
Lookup 1990 Census [STF1A](#), [STF3A](#) tables.
- **Fife Lake, MI (village)**
Population (1990): 394
Location: 44.57369 N, 085.35329 W
Zip Code(s): 49633
Browse Tiger [Map](#) of area.
Lookup 1990 Census [STF1A](#), [STF3A](#) tables.

*Note: This dataset is derived from the Census GICS and does not contain unincorporated place names.

For other geographic entities, try searching the [USGS Geographic Names Information System](#).
The US Gazetteer Place and Zipcode files used in this service is available for downloading.

Please email comments and suggestions to: WebMaster@Census.GOV.

Fife Lake Broadcasting Company
Comments
March 17, 1997

EXHIBIT 2

OTHER LOCAL LIBRARIES

(Local libraries operate under policies other than those of Traverse Area District Library)

PENINSULA COMMUNITY LIBRARY

Old Mission Peninsula School , 2735 Island View Rd. , Traverse City, MI 49684

Ph: (616) 223-7700 ~ E-Mail: cramptow@mlc.lib.mi.us

Mon. 9-5 and 7-9 / Tues., Wed., & Fri. 9-5 / Thurs. 9-9 / Sat. 10-1

(Call for Summer Hours)

<h3>FIFE LAKE PUBLIC LIBRARY</h3>
State St. , Fife Lake, MI 49633
Ph: (616) 879-4101
Thurs. & Fri. 11-6 / Sat. 10-3
(Call for Summer Hours)
<h3>INTERLOCHEN PUBLIC LIBRARY</h3>
9700 Riley Rd. , Interlochen, MI 49643
Ph: (616) 276-6767
Tues. & Fri. 9-5 / Wed. & Thurs. 9-8 / Sat. 9-3 (Call for Summer Hours)
<h3>KINGSLEY PUBLIC LIBRARY</h3>
104 S. Brownson , PO Box 427 , Kingsley, MI 49649
Ph: (616) 263-5484 ~ FAX (616) 263-5526 ~ E-Mail: mellors@mlc.lib.mi.us
Wed., Fri., & Sat. 10-4 / Thurs. 10-6:30
<h3>MARK & HELEN OSTERLIN LIBRARY</h3>
Northwestern Michigan College , 1701 E. Front St. , Traverse City, MI 49686
Ph: (616) 922-1060 ~ E-Mail: library@elmo.nmc.edu
Mon. & Thurs. 8-10 / Fri. 8-5 / Sat. 11-5 / Sun. 1-5

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Send comments and link suggestions to: webster@traverse.lib.mi.us

Latest update: 19 September 1996

Fife Lake Broadcasting Company
Comments
March 17, 1997

EXHIBIT 3



GRAND TRAVERSE COUNTY

400 BOARDMAN AVENUE
TRAVERSE CITY, MI 49684-2577
(616) 922-4797 FAX (616) 922-4427

**GRAND TRAVERSE COUNTY
PLAT REVIEW COMMITTEE**

Bruce Ortttenburger, Chairman
County Planning Commission
1965 Three Mile Road
Traverse City, MI 49684
947-8681 (B)

Tom Adams
Soil & Water Conservation District
1222 Veterans Drive
Traverse City, MI 49684
941-0960

Mike Dillenbeck, Larry Belcher
G.T. County Road Commission
3949 Silver Lake Road
Traverse City, MI 49684
922-4848

Maureen Templeton
G.T. County Drain Commissioner
2325 Garfield Road N., Ste. E.
Traverse City, MI 49684
922-4731

David Lather, Director
County Construction Code
2325 Garfield Road N., Ste. D.
Traverse City, MI 49684
922-4722

Milt Stanton
County Environmental Health Department

Fred Joles, Supt.
Forest Area Community Schools
7741 Shippy Road, S.W.
Fife Lake, MI 49633
369-4191

Mike Jorgensen, Supt.
Kingsley Area Schools
P. O. Box 580
Kingsley, MI 49649
263-5262

Electric Utility:

James Gray
Consumers Power Company
821 Hastings Street
Traverse City, MI 49684
929-6284

Martin Materkowski
Cherryland Electric Cooperative
P. O. Box 298
Grawn, MI 49637
943-8377

Dutch Stevens
Traverse City Light & Power
400 Boardman Avenue
Traverse City, MI 49684
922-4942

Natural Gas Utility:

Jim Greene
Michigan Consolidated Gas Company
1652 Keane Drive
Traverse City, MI 49684
929-2222/929-2200

Water & Sewer Utility:

Roger Rousse
Grand Traverse County Department of Public Works

2325 Garfield Road, N.
Traverse City, MI 49686
922-4726

Marsha Saylor
Village of Kingsley Utilities
115 E. Blair Street
Kingsley, MI 49649
263-7778

<p>Rick Middaugh Fife lake Area Sewage Authority 616 Bates Fife Lake, MI 49633 879-3565</p>
--

Telephone Utility:

Dale Goddard
Ameritech
142 E. State St.
Traverse City, MI 49684
941-2734

Leon Maida
Century Telephone
P. O. Box 387
Pinconning, MI 48650
(517) 879-8700

Jack Solomonson
Peninsula Telephone Company
14909 Peninsula Drive
Traverse City, MI 49686
223-4211

Cable Utility:

Dave McManus

C-Tec
701 South Airport
Traverse City, MI 49684
941-3767

Fife Lake Broadcasting Company
Comments
March 17, 1997

EXHIBIT 4

MAGIC LINE MEMBERS

A B C D E F G H I J K L M N O P Q R S T U V W X Y Z

If you know of a WWW address for any of these Financial Institutions,
please let us know

FINANCIAL INSTITUTION	ADDRESS
F.M.E. Federal Credit Union	29624 Harper St. Clair Shores, MI 48082
Family Community Credit Union	1149 East Bristol Road Burton, MI 48529
Farm Bureau Employees Credit Union	7373 West Saginaw Highway Lansing, MI 48909
Farmers State Bank	316 E. Saginaw Breckenridge, MI 48615
Farmers State Bank	310 North Main Street Liberty, IN 47353
Farmers State Bank of Munith	5101 M-106 Stockbridge, MI 49285-0699
Father Murray Federal Credit Union	8171 E. Ten Mile Road Center Line, MI 48015
Federal Employees Credit Union	2930 N. Grand River Lansing, MI 48901
Federal Employees of Chippewa County C.U.	119 East Park Place Sault Ste. Marie, MI 49783
Fidelity Bank	2681 Industrial Row Troy, MI 48084
Fidelity Savings Bank	315 South Kalamazoo Mall Kalamazoo, MI 49007
Fifth Third of Central Indiana	38 Fountain Square Plaza Cincinnati, OH 45202
Filer Credit Union	1117 28th Street Manistee, MI 49660
Financial Partners Federal Credit Union	P.O. Box 125 Woodburn, IN 46797
Fire Fighter's Federal Credit Union	3306 N. Clinton Fort Wayne, IN 46805
First Chicago NBD Corporation	900 Tower Drive Suite 300 Troy, MI 48098
First Community Bank	200 East Main Street Harbor Springs, MI 49740
First Community Federal Credit Union	310 South Riverview Drive Parchment, MI 49004

First Federal Savings Bank	2200 W. Franklin Street Evansville, IN 47712
First Financial Credit Union	28421 Utica Road Roseville, MI 48066
First General Credit Union	589 East Ellis Road Muskegon, MI 49441
First Independence National Bank	44 Michigan Avenue Detroit, MI 48226
First Michigan Bank Corp.	One Financial Plaza Holland, MI 49423
First National Bank in Howell	101 East Grand River Howell, MI 48843
First National Bank Mitchell	628 Main Street Mitchell, IN 47446
First National Bank of Crystal Falls	125 Superior Ave., Box 330 Crystal Falls, MI 49920
First National Bank of Gaylord	501 West Main Gaylord, MI 49735
First National Bank of Michigan	241 E. Saginaw East Lansing, MI 48823
First National Bank of Negaunee	350 Iron Street Negaunee, MI 49866
First National Bank of Norway	501 West U.S. 2, Box 218 Norway, MI 49870
First National Bank of St. Ignace	132 North State Street St. Ignace, MI 49781
First National Bank, Three Rivers	88 N Main Street Three Rivers, MI 49093-0407
First Nationwide Bank	P.O. Box 340970 Sacramento, CA 95834
First Northern Bank and Trust	130 S. Cedar Street Manistique, MI 49854
First of America Services	One First of America Parkway Kalamazoo, MI 49009-8002
First of America, Florida	One First of America Parkway Kalamazoo, MI 49009-8002
First of America, Indiana	5300 Crawfordsville Road Indianapolis, IN 46224
First of America, Michigan	400 West Fourth St. (R-J2S-12) Royal Oak, MI 48067-2557
First of America, N. Central Illinois	120 West State Street Rockford, IL 61101
First of America, Southeast Michigan	400 West Fourth Street Royal Oak, MI 48067
First of America, Springfield	One Old Capitol Plaza North Springfield, IL 62794-9268
First Resource Federal Credit Union	2807 South State Street St. Joseph, MI 49085

First Savings Bank	123 Portage Avenue Three Rivers, MI 49093
First State Bank of East Detroit	22556 Gratiot Eastpointe, MI 48021
First United Federal Credit Union	1546 Clyde Park S.W. Grand Rapids, MI 49509
Firstbank	102 South Main Street Mt Pleasant, MI 48853
Flagship Federal Credit Union	1814 Tenth Street Port Huron, MI 48060
Flagstar Bank	2600 Telegraph Bloomfield Hills, MI 48302
Flint Area School Employees Credit Union	1005 West Third Street Flint, MI 48504
<u>Flint Community Federal Credit Union</u>	G-3311 Van Slyke Road Flint, MI 48507-3293
Flint Municipal Credit Union	606 Stevens Street Flint, MI 48502
Food Marketers Credit Union	1425 Michigan N.E. Grand Rapids, MI 49503
Forest Area Federal Credit Union	638 Boyd Street Fife Lake, MI 49633
Founders Trust	5181 Cascade Road, S.E. Grand Rapids, MI 49546
Frances Slocum Bank	1250 N. Cass St. Wabash, IN 46992
Frankenmuth Credit Union	485 Main Street Frankenmuth, MI 48734
<u>Franklin Bank</u>	24725 West Twelve Mile Road Southfield, MI 48034

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chris_allen@magicline.com or [Sign Our Guest Book](#)

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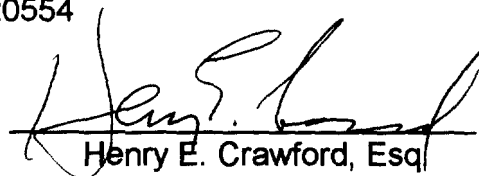
CERTIFICATE OF SERVICE

I, Henry E. Crawford, Esq., do hereby certify that copies of the foregoing
Comments of Fife Lake Broadcasting Company have been served by United
States mail, postage prepaid this 17th day of March, 1997 upon the following:

*John A. Karousos
Chief, Allocations Branch
Policy and Rules Division
Mass Media Bureau
Federal Communications Commission
2025 M Street, N.W.
Washington, D.C. 20554

*Ms. Kathleen Scheuerle
Allocations Branch
Policy and Rules Division
Mass Media Bureau
Federal Communications Commission
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Washington, D.C. 20554

*Hand Delivered


Henry E. Crawford, Esq.